Case 3:112-cv-044855-JSW Document 7451 Filitel 12/112/112 Page 1 of 2 1 Jonathan D. Baker (Cal. Bar No. 196062) FARNEY DANIELS LLP 2 411 Borel Ave., Suite 350 San Mateo, California 94402 3 Telephone: (424) 268-5210 Facsimile: (424) 268-5219 4 E-Mail: JBaker@farneydaniels.com 5 Attorneys for Plaintiff Brandywine Communications Technologies LLC 6 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 SAN FRANCISCO DIVISION 11 BRANDYWINE COMMUNICATIONS 12 TECHNOLOGIES, LLC, Case No. 3:12-cv-04855-JSW 13 Plaintiff, 14 [PROPOSED] ORDER OF DISMISSAL v. WITH PREJUDICE 15 DIGIUM, INC., 16 Hon. Jeffrey S. White Defendant. 17 18 19

On this day, Plaintiff Brandywine Communications Technologies, LLC ("Brandywine") and Defendant and Counterclaim-Plaintiff Digium, Inc. ("Digium") announced to the Court that they have settled Brandywine's claims for relief against Digium and Digium's counterclaims for relief against Brandywine asserted in this case. Brandywine and Digium have therefore requested that the Court dismiss Brandywine's claims for relief against Digium and Digium's counterclaims for relief against Brandywine, with prejudice and with all attorneys' fees, costs and expenses taxed against the party incurring same. The Court, having considered this request, is of the opinion that their request for dismissal should be granted.

IT IS THEREFORE ORDERED that Brandywine's claims for relief against Digium and Digium's counterclaims for relief against Brandywine are dismissed with prejudice. IT IS

20

21

22

23

24

25

26

27

28

	Case	23:112-cv-04855-J	SW Docum	memt7451 Fifielect1121/1121 Parge 2 of 2
1	EHDTU	ED ODDEDED the	t all attarnava	' face costs of court and expanses shall be been by each
	FURTHER ORDERED that all attorneys' fees, costs of court and expenses shall be borne by each			
2	party inc	curring the same.		
3				
4	IT IS SC	ORDERED.		
5	Dated:	December 12	, 2012	Jeffrey Swhits
6				Hon. J effi e y S . J hite
7				United States District Judge
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
27				
28				